

391

00-R-0784

Entered - 2-22-00 - sb
CL0010076 - GWENDOLYN BURNS

CLAIM OF: **BEULAH BAPTIST CHURCH**
170 Griffin Street, NW
Atlanta, Georgia 30314

For damages alleged to have been sustained as a result of a vehicular accident on December 21, 1999 at Griffin and Spencer Street, NW.

BY PUBLIC SAFETY AND LEGAL
ADMINISTRATION COMMITTEE:

Pursuant to Section 2-404 of the City Code, the City Attorney hereby approves and authorizes settlement of the above referenced claim by paying to **BEULAH BAPTIST CHURCH** the sum of **\$1,000.00** in full settlement and satisfaction of all claims, past, present and future, of every kind and character for damages alleged to have been sustained as a result of a vehicular accident on December 21, 1999 at Griffin and Spencer Street, NW as is more particularly set forth in the within claim; said sum taken from and charged to account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

APPROVED: SUSAN PEASE LANGFORD
CITY ATTORNEY

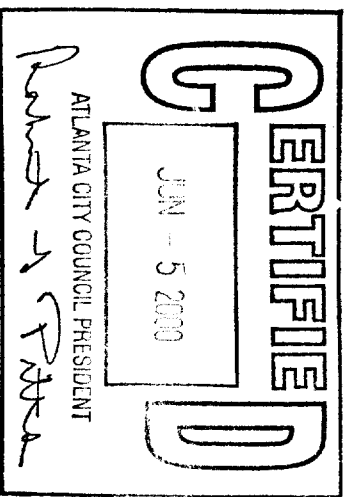
BY: Rosalind Rubens Newell
ROSALIND RUBENS NEWELL
DEPUTY CITY ATTORNEY
ADOPTED BY
JUN 05 2000
COUNCIL

FAVORABLE REPORT
COM. Public Safety

DATE 5/30/2000

CHM. C. T. Langford

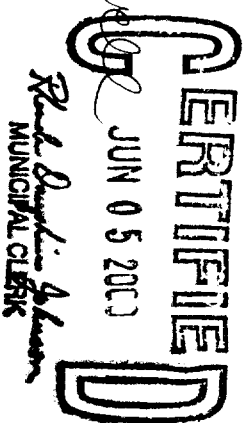
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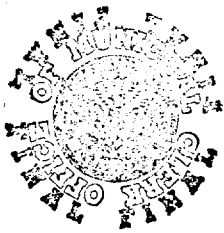


APPROVED

JUN 14 2000

WITHOUT SIGNATURE
BY OPERATION OF LAW





**MUNICIPAL CLERK
ATLANTA, GEORGIA**

00-R-0784

A RESOLUTION

**BY PUBLIC SAFETY &
LEGAL ADMINISTRATION COMMITTEE**

BE IT RESOLVED BY the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **Beulah Baptist Church** the sum of **\$1000.00** in full settlement and satisfaction of all claims, past, present and future, of every kind and character, for damages alleged to have been sustained as a result of a **vehicular accident on December 21, 1999 at Griffin and Spencer Streets, NW** as is more particularly set forth in the within claim; said sum taken from and charged to Account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

A true copy,

Rhonda Daughin Johnson
Municipal Clerk, CMC

**ADOPTED by the Council
RETURNED WITHOUT SIGNATURE OF THE MAYOR
APPROVED as per City Charter Section 2-403**

JUNE 05, 2000

JUNE 14, 2000

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 00L0076

Date: May 19, 2000

Claimant /Victim BEULAH BAPTIST CHURCH
BY: (Atty) (Ins. Co.) _____
Address: 170 Griffin Street, SW, Atlanta, Georgia 30314
Subrogation: _____ Claim for Property damage \$ 3,060.42 Bodily Injury \$ _____
Date of Notice: 2/17/00 Method: Written, Proper X Improper _____
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 12/21/99 Place: 170 Griffin Street, NW
Department PUBLIC WORKS Division Solid Waste Services
Employee involved Dwight Lucas Disciplinary Action: Pending Review

NATURE OF CLAIM: Claimant's parked vehicle sustained damage when it was side-swipped by a city sanitation vehicle.


INVESTIGATION:

Statements: City employee _____ Claimant _____ Others _____ Written _____ Oral _____
Pictures _____ Diagrams _____ Reports: Police X Dept Report _____ Other _____
Traffic citations issued: City Driver _____ Claimant Driver _____
Citation disposition: City Driver _____ Claimant Driver _____

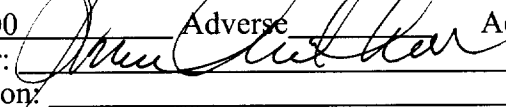
BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial _____
Improper Notice _____ More than Six Months _____ Other _____ Damages reasonable X
City not involved _____ Offer rejected _____ Compromise settlement X
Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____
Claimant Negligent _____ City Negligent X Joint _____ Claim Abandoned _____

Respectfully submitted,


INVESTIGATOR - GWENDOLYN BURNS

RECOMMENDATION:

Pay \$ 1,000.00 Adverse _____ Account charged: 1A01 X 2J01 _____ 2H01 _____
Claims Manager:  Concur/date 05-19-00
Committee Action: _____ Council Action _____

COUNCIL OF THE CITY OF ATLANTA
MUNICIPAL CLERK
City Hall
55 Trinity Avenue, S.W.
Atlanta, Georgia 30335

RE: CLAIM FOR DAMAGES

Today's Date: 1/17/00

BURNS
02/21/00
Du

FEB 17

02-17-00P04:10 RCVD

Dear Municipal Clerk:

ENTERED - 2-22-00 - SB
00L0076 - GWEN BURNS

This is to notify the City of Atlanta that I have suffered damages in the amount sum of \$ 3069.42 property and/or \$ bodily injury for which I contend the City is liable.

1. Date of incident: 12/21/99 2. Time of Incident: 9-21 AM 3. Police called: ✓
(month/day/year) Yes No

4. Location of incident (including street address): 170 Griffin Street, N.W.

5. Name of your insurance company: Church Mutual Policy No.

6. State what and how incident occurred: The van was parked on the street in front of Beulah Baptist Church when a City Garbage Truck hit it on the driver's side.

7. ALL ESTIMATES AND DAMAGES ARE SUBJECT TO INSPECTION. THE MAKING OF FALSE CLAIMS WILL RESULT IN YOUR CLAIM BEING DENIED AND MAY RESULT IN CRIMINAL PROSECUTION!

8. The registered owner must make the claim for vehicle damages, complete the following and attach two (2) estimates of repair and proof of ownership of your vehicle (copy of the current tag receipt or title).

Your vehicle: Dodge Van 84 821-MBD No Driver
(Make) (Year) (Tag Number) (Driver's Name)

City vehicle: City Garbage Truck - Dwight Lucas
(Make) (City Driver's Name) (Department/Bureau)

9. Witness: N/A
(Name) (Address) (Telephone Number)

10. The acknowledgement of this claim in no way waives the Sovereign immunity of the City of Atlanta, as granted by State law, nor is it an admission of liability on behalf of the City of Atlanta and/or its employee(s).

11. This claim should be mailed immediately to the address shown above.

I HEREBY SWEAR OR AFFIRM THAT THE ABOVE INFORMATION IS TRUE AND CORRECT.

[Signature]
Signature of Claimant

Beulah Baptist Church
(Print Claimant's Name)
170 Griffin St. S.W.
(Address)
Atlanta GA 30314
(City, State and Zip Code)
N/A
(Work Number) (Home Number)

GENERAL RELEASE AND INDEMNIFICATION

CLAIM NUMBER 00L0076

\$ 1,000.00

IN CONSIDERATION of the sum of ONE THOUSAND DOLLARS & NO/100
 DOLLARS, to be paid by the CITY OF ATLANTA, the future receipt of which is hereby acknowledged,
I do hereby, for myself, my heirs, executors, administrators, and assigns, release and forever discharge said City,
its officers and employees, including but not limited to **Dwight Lucas**, from any and all claims, demands, actions,
causes of action, suits, damages, loss and expenses, of whatsoever kind or nature for or on account of anything that
has heretofore occurred, and particularly for or on account of a vehicular accident

which occurred on or about the 21st day of December, 1999,

at or near Griffin and Spencer Streets, NW

It is further understood and agreed that the payment of the above named sum is not to be considered as an
admission on the part of the City, its officers, agents, servants or employees, of any liability whatsoever and the
undersigned further covenants and agrees to indemnify and hold harmless the City of Atlanta, its officers, agents,
servants and employees, from any and all claims, damages or costs which the said City of Atlanta, its officers,
agents, servants and employees, may be called upon to make as a result of the event hereinbefore referred to.

And I now state that the only consideration for my signing this release and indemnification is the payment
of the sum stated above; that no other promise or agreement of any kind or nature has been made to or with me by
said City or its agents to cause me to sign this release, and that I fully understand the meaning and intent of this
instrument.

WITNESS my hand and seal this 23rd day of April, 192000.

Beulah Baptist Church (LS)
BEULAH BAPTIST CHURCH

By: Marcus R. Turner
CHAIRMAN, TRUSTEE MINISTERS

The above release was read and explained to, and signed by the said BEULAH BAPTIST

Witness

in our presence on the date above written.

Marcus R. Turner
Marcus R. Turner Trustee
WITNESSES

00- R -0784

RCS# 1981
6/05/00
2:45 PM

Atlanta City Council

Regular Session

CONSENT AGENDA PAGES (1 - 10)

ADOPT

YEAS: 14
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 1

SEE ATTACHED LISTING OF
ITEMS ADOPTED/ADVERSED
ON CONSENT AGENDA

Y McCarty	Y Dorsey	Y Moore	Y Thomas
Y Starnes	Y Woolard	Y Martin	Y Emmons
Y Bond	Y Morris	Y Maddox	Y Alexander
B Winslow	Y Muller	Y Boazman	NV Pitts

ITEM (S) REMOVED FROM
CONSENT AGENDA
00-O-0662

06/05/00 Council Meeting	
ITEMS ADOPTED ON CONSENT AGENDA	ITEMS ADVERSED ON CONSENT AGENDA
1. 00-O-0590 2. 00-O-0677 3. 00-O-0712 4. 00-O-0752 5. 00-O-0592 6. 00-O-0593 7. 00-O-0594 8. 00-O-0625 9. 00-O-0666 10. 00-O-0673 11. 00-O-0722 12. 00-O-0724 13. 00-O-0725 14. 00-O-0730 15. 00-O-0589 16. 00-O-0713 17. 00-O-0714 18. 00-O-0715 19. 00-O-0716 20. 00-R-0753 21. 00-R-0794 22. 00-R-0761 23. 00-R-0719 24. 00-R-0763 25. 00-R-0764 26. 00-R-0762 27. 00-R-0765 28. 00-R-0766 29. 00-R-0768 30. 00-R-0769 31. 00-R-0770 32. 00-R-0771 33. 00-R-0772 34. 00-R-0773 35. 00-R-0774 36. 00-R-0783 37. 00-R-0784 38. 00-R-0785	39. 00-R-0775 40. 00-R-0776 41. 00-R-0777 42. 00-R-0778 43. 00-R-0779 44. 00-R-0780 45. 00-R-0781 46. 00-R-0782 47. 00-R-0786 48. 00-R-0787 49. 00-R-0788 50. 00-R-0789 51. 00-R-0790 52. 00-R-0791 53. 00-R-0792 54. 00-R-0793